

EXPRESS MAIL NO.: EL988724505US
DEPOSITED ON: October 14, 2003

PATENT

Practitioner's Docket No. 8404.001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application: Frank Craig, Joseph G. Straeter
and Donald E. Weder**

Application No.: Not Yet Assigned

Group Art Unit: 3643

Filed: Herewith

Examiner: J. Sipos

For: POTTED PLANT PACKAGE (As Corrected)

**Mail Stop PATENT APPLICATION
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

INFORMATION DISCLOSURE STATEMENT

**List of Sections Forming Part of This
Information Disclosure Statement**

The following sections are being submitted for this Information Disclosure Statement:

1. ☒ Preliminary Statements
2. ☒ FORM PTO-1449 (Modified)
3. ☒ Identification of Prior Application In Which Listed Information Was Already Cited and for Which No Copies Are Submitted Or Need to Be Submitted
4. ☒ Copies of Listed Information Items Accompanying this Statement
5. ☒ Identification of Person(s) Making this Information Disclosure Statement

Section 1. Preliminary Statements

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Section 2. Form PTO-1449 (Modified)

☒ A completed Form 1449 (Modified) is attached hereto.

Section 3. Identification of Prior Application In Which Listed Information Was Already Cited and for Which No Copies Are Submitted Or Need Be Submitted

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application serial no. 10/378,768, filed on March 4, 2003. The listed references were submitted to and/or cited by the Office in this prior application. Therefore, copies are not submitted herewith.

Section 4. Copies of Listed Information Items Accompanying this Statement

Legible copies of all items listed in Form PTO-1449 (Modified) accompany this supplemental information disclosure statement.

☒ Exception(s) to above:

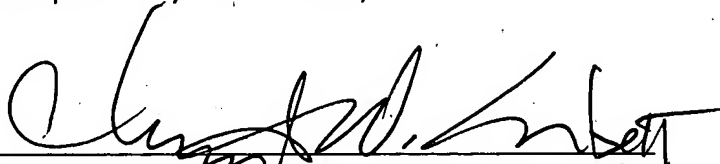
☒ Items in prior application from which an earlier filing date is claimed for this application, as identified in Section 3.

Section 5. Identification of Person(s) Making this INFORMATION DISCLOSURE STATEMENT

The person making this statement is the attorney who signs below on the basis of the information:

- ☐ supplied by the inventor(s)
- ☐ supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)).
- ☒ in the attorney's file

Respectfully submitted,



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Agent for Applicants

FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

(Fill-A-Form 7.92)

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use several sheets if necessary)

Attorney's Docket Number:

8404.001

Serial Number:

Not Yet Assigned

Applicant: **Franklin J. Craig, Joseph G. Straeter and
Donald E. Weder**

Filing Date: **Herewith**

Group: **3643**

U. S. PATENT DOCUMENTS

EXAM INIT.		PATENT NUMBER							ISSUE DATE	PATENTEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	D	3	3	5	1	0	5	04/27/1893	Ottenwalder et al.	D11	164	
	AB		5	2	4	2	1	9	08/07/1894	Schmidt			
	AC		7	3	2	8	8	9	07/07/1903	Paver			
	AD		9	5	0	7	8	5	03/01/1910	Pene			
	AE	1	0	6	3	1	5	4	05/27/1913	Bergen			
	AF	1	6	1	0	6	5	2	12/14/1926	Bouchard			
	AG	1	6	9	7	7	5	1	01/01/1929	Blake	229	87	
	AH	1	9	6	4	6	8	9	06/1934	Quillen et al.	53	449x	
	AI	2	1	7	0	1	4	7	08/22/1939	Lane	206	56	
	AJ	2	3	0	2	2	5	9	11/17/1942	Rothfuss	41	10	
	AK	2	5	2	9	0	6	0	11/07/1950	Trillich	117	68.5	
	AL	2	6	2	1	1	4	2	12/09/1952	Wetherell	154	117	
	AM	2	6	4	8	4	8	7	08/11/1953	Linda	229	55	
	AN	2	7	7	4	1	8	7	12/18/1956	Smithers	47	41	
	AO	2	9	7	1	3	1	2	02/1961	Bell, Jr.	53	390	
	AR	2	9	8	9	8	2	8	06/1961	Warp	53	390	
	AQ	3	0	2	2	6	0	5	02/27/1962	Reynolds	47	58	
	AR	3	2	4	4	2	7	8	04/1966	Weprin et al.	53	493x	
	AS	3	2	7	1	9	2	2	09/13/1966	Wallerstein et al.	53	3	
	AT	3	3	5	8	4	1	8	12/1967	Manetta			
	AU	3	3	6	0	9	0	1	01/1968	Gallo	53	390x	
	AV	3	3	7	6	6	6	6	04/09/1968	Leonard	47	41	
	AW	3	3	8	0	2	2	0	04/30/1968	Jennings et al.	53	24	

U. S. PATENT DOCUMENTS

EXAM INIT.		PATENT NUMBER							ISSUE DATE	PATENTEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AX	3	4	3	1	7	0	6	05/1969	Stuck	53	390	
	AY	3	4	9	5	3	7	8	02/1970	Kipers	53	571	
	AZ	3	5	0	8	3	7	2	04/28/1970	Wallerstein et al.	53	3	
	BA	3	5	5	2	0	5	9	01/05/1971	Moore	47	41.12	
	BB	3	5	5	6	3	8	9	01/19/1971	Gregoire			
	BC	3	5	5	7	5	1	6	01/26/1971	Brandt	53	14	
	BO	3	6	5	7	8	4	0	04/1972	Benoist	206	459.5x	
	BE	3	7	4	7	2	9	3	07/24/1973	Van Slooten et al.	53	24	
	BF	3	7	9	3	7	9	9	02/26/1974	Howe	53	32	
	BG	3	8	6	9	8	2	8	03/11/1975	Matsumoto	47	34.11	
	BH	3	8	9	6	6	0	4	07/1975	Marantz	53	176	
	BI	3	9	6	2	5	0	3	01/1976	Crawford	53	397x	
	BJ	3	9	7	7	5	2	4	08/1976	Boots	209	82x	
	BK	4	0	4	3	0	7	7	08/23/1977	Stonehocker	47	66	
	BL	4	0	5	4	6	9	7	10/18/1977	Reed et al.	428	40	
	BM	4	0	9	1	9	2	5	05/30/1978	Griffo et al.	206	423	
	BN	4	1	1	8	8	9	0	10/10/1978	Shore	47	28	
	BO	4	1	4	2	4	5	3	03/1979	Gidewall et al.	53	175x	
	BP	4	1	7	2	3	4	9	10/1979	Lipes	53	459	
	BQ	4	1	8	9	8	6	8	02/26/1980	Tymchuck et al.	47	84	
	BR	4	2	8	0	3	1	4	07/28/1981	Stuck	53	241	
	BS	4	3	3	3	2	6	7	06/1982	Witte	47	84	
	BT	4	4	1	3	7	2	5	11/08/1983	Bruno et al.	206	45.33	
	BU	4	4	0	0	9	1	0	08/30/1983	Koudstaal et al.	47	84	
	BV	4	5	6	1	5	4	6	12/1985	Maroney	209	586	
	BW	4	6	4	0	0	7	9	02/1987	Stuck	53	390	

U. S. PATENT DOCUMENTS

EXAM INIT.		PATENT NUMBER							ISSUE DATE	PATENTEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	BX	4	6	8	7	4	6	2	08/1987	Rewitzer	53	175x	
	BY	4	7	3	0	4	3	7	03/1988	Benno	53	585x	
	BZ	4	7	3	3	5	2	1	03/29/1988	Weder et al.	53	580	
	B1	4	7	6	5	1	2	1	08/1988	Kanstantin et al.	53	585x	
	B2	4	7	6	5	4	6	4	08/23/1988	Ristvedt	206	0.82	
	B3	4	7	7	1	5	7	3	09/20/1988	Stengel	47	67	
	CA	4	7	7	3	1	8	2	09/27/1988	Weder et al.	47	72	
	CB	4	8	0	1	0	1	4	01/31/1989	Meadows	206	423	
	CC	4	8	3	5	8	3	4	06/06/1989	Weder	29	525	
	CD	4	8	9	7	0	3	1	01/1990	Weder et al.	425	388	
	CE	4	9	0	1	4	2	3	02/1990	Weder	29	432	
	CF	4	9	8	0	2	0	9	12/25/1990	Hill	428	34.1	
	CG	4	9	4	1	5	7	2	07/1990	Harris	53	472x	
	CH	5	0	2	0	3	0	1	06/1991	Helms	53	399	
	CI	5	0	3	5	1	0	5	07/1991	Qvarnstrom	53	543x	
	CJ	5	0	7	3	1	6	1	12/17/1991	Weder et al.	493	154	
	CK	5	0	8	5	0	0	3	02/1992	Garcia	47	72	
	CL	5	1	0	5	5	9	9	04/21/1992	Weder	53	399	
	CM	5	1	1	1	6	3	8	05/12/1992	Weder	53	397	
	CN	5	1	2	0	3	8	2	06/09/1992	Weder	156	212	
	CO	5	1	5	2	1	0	0	10/06/1992	Weder et al.	47	72	
	CP	5	1	5	7	8	9	9	10/1992	Tas	53	399	
	CQ	5	1	8	1	3	6	4	01/26/1993	Weder	53	397	
	CR	5	1	9	9	2	4	2	04/06/1993	Weder et al.	53	397	
	CS	5	2	0	5	1	0	8	04/27/1993	Weder et al.	53	397	
	CT	5	2	3	5	7	8	2	08/17/1993	Landau	47	72	

U. S. PATENT DOCUMENTS													
EXAM INIT.		PATENT NUMBER							ISSUE DATE	PATENTEE	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	CU	5	2	4	9	4	0	7	10/05/1993	Stuck	53	399	
	CV	5	2	5	9	1	0	6	11/09/1993	Weder et al.	29	469.5	
	CW	5	2	9	1	7	2	1	03/1994	Weder et al.	53	218	
	CX	5	3	3	5	4	7	6	08/1994	Weder	53	399	
	CY	5	4	2	6	9	1	4	06/1995	Weder et al.	53	399	
	CZ	5	4	5	0	7	0	7	09/1995	Weder et al.	53	399	
	CZA	6	3	1	1	4	6	1	11/2001	Craig	53	449	

FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION														
EXAM INIT.		DOCUMENT NUMBER							PUBLICATION DATE	COUNTRY OR PATENT OFFICE	CLASS	SUBCLASS	Translation	
													YES	NO
	DA		5	1	3	9	7	1	11/27/1930	Germany				
	DB		5	6	0	5	3	2	04/15/1975	Switzerland				
	DC	2	4	8	9	1	2	6	03/05/1982	France				
	DD		5	4	2	9	5	8	02/23/1993	Japan				

EXAM INIT.		NON PATENT DOCUMENTS										
		(Including, Author, Title, Date, Relevant Pages, Place of Publication.**)										
	DF	Chantler & Chantler brochure showing Zipper Sleeve™ and Florasheet®, Date unknown, 2 pages.										
	DF	"Color Them Happy with Highlander Products" ©1992.										
	DG	"Super Seller", Supermarket Floral, Sept. 15, 1992.										
	DH	"Costa Keeps the Christmas Spirit", Supermarket Floral, Sept. 15, 1992.										
	DI	"Now More Than Ever", Supermarket Floral, Sept. 15, 1992.										
	DJ	"Halloween", Link Magazine, Sept. 1992, 2 pages.										
	DK	Speed Cover Brochure, "The Simple Solution For Those Peak Volume Periods", Highland Supply Corporation, ©1989.										
	DL	"Speed Sheets and Speed Rolls" Brochure, Highland Supply Corporation, ©1990.										

EXAM INIT.		NON PATENT DOCUMENTS (Including, Author, Title, Date, Relevant Pages, Place of Publication.**)	
	DM	"A World of Cut Flower and Pot Plant Packaging" Brochure, Klerk's Plastic Products Manufacturing, Inc., Date unknown, 6 pages.	
EXAMIN		DATE CONSIDERED	
EXAMINER: Initial if citation considered, whether or not citation is in conformance and not considered. Include copy of this form with next communication to applicant. **Place of Publication refers to name of publication in which the information was published.			

8404.001 Form 1449.wpd